



## **Montana Fish, Wildlife & Parks**

Dear Blackfoot River SRP Applicant,

Enclosed are the 2018 Blackfoot River Special Recreation Permit (SRP) Application, the Blackfoot River SRP Terms and Conditions, and the Blackfoot River SRP Instructions. Also included is the 2018 year end Use Report. **Please note that this form is the only acceptable way to report commercial use. No other versions will be accepted. If you would like an electronic copy please contact me at [coschell@mt.gov](mailto:coschell@mt.gov). The electronic version is preferred!**

**The following reminders are required as part of the SRP program for 2018:**

- Provide proof of insurance with “State of Montana – FWP” and “U.S. Government – BLM” listed as additionally insured.
- **The 2018 minimum payment is \$105 but will likely increase to \$110 in 2019.**
- Please take the time to read and understand the SRP Terms and Conditions. You are responsible for the actions of all guides, employees, and representatives.
- FAS permits are required for all guides and will continue to be available at FWP license provider’s, regional headquarters and on-line at [www.fwp.mt.gov](http://www.fwp.mt.gov) (click on licenses and applications). Temporary one-day FAS permits are also available for \$15 per day.
- **Use reports and any outstanding permit fees must be submitted to FWP no later than December 31, 2018. Failure to submit use reports or permit fees by December 31, 2018 may result in a \$50 penalty and/or citation, and may cause loss or revocation of permits.**
- Please return the Blackfoot SRP application to me as soon as possible or by April 1 2018. If you do not plan to obtain a 2018 Blackfoot SRP, please contact me by April 1 2018.
- **Please remember, Commercial users are not permitted to park at 3-Stall and 6-Stall FAS’s on Sunset Hill Road during weekends from Memorial Day to Labor Day.**

Thank you in advance for your review of the Blackfoot River SRP terms and conditions and for your prompt return of application materials. If you have questions about permitting requirements or commercial use rules, please contact me at (406) 542-5562.

Sincerely,  
Christine Oschell  
River Recreation Manager  
Montana Fish, Wildlife and Parks  
3201 Spurgin Rd.  
Missoula, MT 59804  
(406)542-5562  
[coschell@mt.gov](mailto:coschell@mt.gov)

**Thank you for your support of the Blackfoot River and its access sites!**



## 2018 Special Recreation Permit Application for Commercial Use: Blackfoot River

Authority: ARM 12.14.10 –12.14.170; ARM 12.8.211; 23-1-105(1) MCA; 87-1-301(1)(c) MCA; 43 U.S.C. 1201; 43 U.S.C. 1701; 16 U.S.C. 460 L-6 (a); and 43 CFR Group 2930

Application No.  
(Administrative Use Only)

**Instructions:** Please complete and return this application, all required supplemental materials, and permit fee to Fish, Wildlife & Parks at least 45 days before commercial use is intended to occur. It is a violation of FWP/BLM rules to conduct commercial use on the Blackfoot River without a Special Recreation Permit.

### Please Print or Type!

Name of Company or Organization: \_\_\_\_\_

Name of Primary Contact (name that will appear on the permit): \_\_\_\_\_

Montana Board of Outfitters License No. (Required if providing angling or hunting services): \_\_\_\_\_

Primary Contact Birth Date (Required) : \_\_\_\_\_ ALS# \_\_\_\_\_ Phone Number: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Address: \_\_\_\_\_ Cell Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

E-mail: \_\_\_\_\_

☐ Check if address has changed \_\_\_\_\_

Each watercraft operating under your permit must display a set of boat tags when conducting commercial use on the Blackfoot River. You will be responsible for all use associated with your permit.

How many sets of boat tags will you need for this season? (New tags will be issued each year.) \_\_\_\_\_

In the past two years have you, any employee or any of your company representatives been convicted of a violation in connection with guide/outfitting operations or associated activities? No ☐ Yes ☐

Have you had a Fish, Wildlife & Parks (FWP), Bureau of Land Management (BLM) or US Forest Service (USFS) permit denied, suspended or revoked? No ☐ Yes ☐

If you answered yes to either of the questions above, please provide an explanation: \_\_\_\_\_

### Permit Fees

The permit fee for commercial use on the Blackfoot River is **3% of gross revenue or \$105**, whichever amount is greater. Gross revenue is the unadjusted gross income earned from commercial use on the Blackfoot River and BLM and FWP sites along the Blackfoot River from January 1 through December 31, 2017.

**A Partial Fee Payment is required when you submit this application.** The remainder of the permit fee must be paid in full by December 31, 2018. Please follow these steps to calculate your Partial Fee Payment:

<b>A</b>	Estimate the total number of commercial trips you will take on the Blackfoot River from January 1 through December 31 and enter it here.		<u>Example:</u> 100 trips
<b>B</b>	Estimate the amount of gross revenue you expect to make on each commercial trip and multiply that amount by the number of trips you listed on line A and enter it here.	\$	<u>Example:</u> Amount of gross revenue per trip: \$450 \$450 per trip x 100 trips = \$45,000
<b>C</b>	Multiply the amount on line B by 3% (0.03) to calculate your <i>total estimated permit fee</i> . Divide this amount by 2 and enter it here. (Please round to the nearest dollar.)	\$	<u>Example:</u> .03 x \$45,000 = \$1,350 \$1,350 / 2 = \$675
<b>D</b>	Enter the amount in line C, <b>OR \$105.00, whichever amount is greater</b> . This is your Partial Fee Payment that is due when you submit your application.	\$	<u>Example:</u> \$675 is greater than \$105 Partial Fee Payment = \$675

**Please Submit the Following Materials** (Place an "X" in the box to indicate that the information is included with your application.)

- ☐ Signed and Completed application.
- ☐ Insurance certificate or Liability Policy that names *the State of Montana-FWP and the US Government-BLM as additionally insured* (See Permit Terms and Conditions for minimum coverage amounts).
- ☐ Partial Fee Payment calculated in the table above. (Make checks payable to FWP.)

**Mail completed and signed application, insurance certificate and partial fee payment to:**

Montana Fish, Wildlife & Parks  
Attn: Blackfoot River SRP Program  
3201 Spurgin Rd.  
Missoula, MT 59804

**Upon confirmation that you have submitted all of the required information and permit fees due at this time, the FWP Authorized Officer will sign the permit and mail you a copy.**

**ALL APPLICANTS – SIGNATURE IS REQUIRED BELOW\*\*\*\*\***

**I acknowledge that I have read the permit terms and conditions accompanying this application, I am required to comply with these terms and conditions and I am aware of the penalties for violations. I agree to comply with FWP and BLM rules and regulations and I understand that failure to comply may result in the probation, suspension or revocation of the permit. I further understand that the provision of false information, or the failure to keep this application or other permit information updated, are grounds for probation, suspension or revocation of the permit. Failure to comply with permit terms and conditions is a violation of MCA 23-1-106, ARM 12.11.6555, and penalties may include a fine up to \$500 or imprisonment in the county jail for up to 6 months.**

**Applicant's Signature:**\_\_\_\_\_ **Date:**\_\_\_\_\_

**(ADMINISTRATIVE USE ONLY)**

**Receipt of Application and Payment for:  
2018 Blackfoot River Commercial Special Recreation Permit**

Date Received:\_\_\_\_\_ Company/Organization:\_\_\_\_\_

2016 Carryover: \$\_\_\_\_\_ Payment: \$\_\_\_\_\_ Check #:\_\_\_\_\_ Total Fees Paid: \$\_\_\_\_\_

Certificate of Insurance? ☐ Yes ☐ No Expiration Date:\_\_\_\_\_ Outfitters License? ☐ Yes ☐ No ☐ N/A

Approved? ☐ Yes ☐ No Justification (If not approved)\_\_\_\_\_

**Authorized Official:**\_\_\_\_\_ **Date:**\_\_\_\_\_



# **Montana Fish, Wildlife & Parks**

## **2018 Blackfoot River Special Recreation Permit (SRP) Instructions**

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### **Permit & Boat Tags**

1. Your 2018 SRP is valid from the date signed by the authorized official to December 31, 2018.
2. The included boat tags serve as your proof of a valid Blackfoot River SRP. These tags are required to be displayed at all times while operating under the SRP.
3. The manner in which tags are attached to watercraft is left up to individual outfitters, so long as the tags are visible and placed on both sides of the watercraft, in a conspicuous location and are removable for private use.
4. Montana Board of Outfitter tags do not constitute proof of a Blackfoot River SRP. Board of Outfitter tags are to be displayed in conjunction with SRP boat tags.

### **Post-Use Report**

1. The use report form is the only acceptable form of post-use report. An electronic version is available and preferred, by contacting FWP.
2. The post-use report of all commercial activities (including non-floating activities such as wade fishing) is required to be submitted no later than December 31, 2018.
3. Use reports and any outstanding permit fees must be submitted to FWP no later than December 31, 2018. Failure to submit use reports or permit fees by the stated deadline may result in a \$50 penalty and/or citation. FWP will not issue a new permit until all required use reports and owed fees are submitted.

### **Reminders**

1. Montana Fish, Wildlife & Parks (FWP) will be randomly conducting SRP and Fishing Access Site (FAS) permit compliance checks throughout the season and citations will be issued for violations of the permit systems.
2. All glass containers are prohibited on the Blackfoot River and at access sites.
3. Please join us on the last Saturday in July for the annual Blackfoot River Clean-up.

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All Blackfoot Special Recreation Permits are under the authority of ARM 12.11.6501 thru 12.11.6575 enforceable under 23-1-106, 87-1-301, 87-1-303 MCA. Failure to comply with any portion of the Blackfoot Special Recreation Permit requirements may result in revocation of current and future permits, imposed restrictions and or citation.

## **FWP Restricted Use Permit Terms and Conditions:**

### **Restricted Use Rivers**

The following terms and conditions apply to all Restricted Use Permits authorizing commercial use on the following restricted use rivers: Alberton Gorge (Clark Fork), Beaverhead, Big Hole, Blackfoot, Madison and Smith. FWP may identify special terms and conditions for each river – see Additional Terms and Conditions at the conclusion of this form. A person receiving a Restricted Use Permit agrees to abide by all of the terms and conditions listed.

1. The permittee shall comply with all Federal, State, and local laws, ordinances, regulations, orders, postings, or written requirements applicable to the area or operations covered by the Restricted Use Permit.
2. A violation of FWP rules and/or the terms and conditions of this permit may be punishable by citation and/or permit suspension or revocation. Causes for disciplinary action include but are not limited to violation of FWP rules, violation of permit terms and conditions, failure to submit required permit fees or records by the stated deadline, and falsifying of records.
3. Use reports and any outstanding permit fees must be submitted to FWP no later than December 31 of each year (Exception: Smith River). Failure to submit use reports or permit fees by the stated deadline may result in a \$50 penalty and/or citation. FWP will not issue a new permit until all required use reports and owed fees are submitted.
4. The permittee shall ensure that all persons operating under the authorization of this permit have obtained all required Federal, State, and local licenses or permits. The permittee is responsible for ensuring that all agents of the permittee comply with the terms of the permit. The permittee shall make every reasonable effort to ensure compliance with these requirements by all clients, customers, participants, or spectators under the permittee's supervision.
5. Fishing and hunting outfitters and guides operating under this permit must be licensed by the Montana Board of Outfitters. The commercial use authorized by this permit must be identified in the licensed outfitter's Board of Outfitters Operations Plan prior to conducting commercial services.
6. All guides employed or contracted by the permittee must have a valid FAS Permit.
7. The permittee must possess and maintain workers' compensation insurance for all people employed by the permittee during the terms of this permit. Independent contractors utilized by the permittee must have a valid Independent Contractor Exemption Certificate. The permittee and Independent Contractors providing services authorized by this permit must comply with State of Montana Worker's Compensation laws. This can be accomplished through purchasing a Worker's Compensation insurance policy, having an exemption under the law, or obtaining an Independent Contractor Exemption Certificate. Contact the Montana Dept. of Labor and Industry for specific details at 406-444-2840.
8. The permittee must possess and maintain a general liability policy that names the State of Montana - FWP and United States Government – BLM as additionally insured. Permittee must provide FWP a copy of the policy or Insurance Certificate when submitting their permit application. Permittees shall have and maintain a general liability insurance policy with a minimum coverage of \$1,000,000 per occurrence and \$2,000,000 aggregate.
9. The permittee will provide for the safety and well being of the public participating in the activity. This includes having adequate first aid and safety equipment on hand while performing the permitted activities.
10. The permittee must notify the nearest FWP or BLM regional office within 24 hours of any observed hazards, safety problems, accidents or incidents.
11. All advertising and representations made to the public and the authorized officer must be accurate. Although the addresses and telephone numbers of the FWP or BLM may be included in advertising

materials, official agency symbols may not be used. The permittee shall not use advertising that attempts to portray or represent the activities as being conducted by FWP or BLM. The permittee may not portray or represent the permit fee as a special State tax charged to the user. The permittee must furnish the authorized officer with any current brochure and price list if requested by the authorized officer.

12. The permittee must display an FWP-provided identification tag on watercraft used during the period of authorized use, or on their person in the absence of watercraft. The permittee must present a copy of the Restricted Use Permit to an authorized representative or law enforcement personnel upon request.
13. The authorized officer, or other duly authorized representative of FWP or BLM, may examine any of the records or other documents related to the permit, the permittee or the permittee's operator, employee, or agent for up to 3 years after the expiration of the permit.
14. The permittee is at all times responsible for the actions of him/herself, employees, clients, contractors, participants and guests on both public and private lands.
15. The permittee cannot, unless specifically authorized, erect, construct, or place any building, structure, or other fixture on FWP or BLM lands. Upon leaving, the lands must be restored as nearly as possible to preexisting conditions.
16. All garbage shall be packed out by the permittee or deposited in agency provided receptacles.
17. No historic or cultural artifacts will be disturbed or removed on public lands.
18. The permittee will ensure that special natural features, such as but not limited to bald eagle nests, heron rookeries, and other wildlife and wildlife habitat are observed from an appropriate distance and left undisturbed.
19. FWP and BLM reserves the right to alter the terms, conditions, or stipulations of a permit at any time for reasons such as significant policy changes, administrative procedure changes, stipulation changes, impacts to resource values, user conflicts, etc.
20. This Restricted Use Permit is void when a business is sold or transferred. Upon the sale or transfer of a permitted business, the permittee shall notify the new owner that they are required to obtain a new permit.
21. Permittee agrees to notify the department within 30 days of any change in address, change in insurance policy or workers' compensation status, or any other information identified in this permit.

Additional Terms and Conditions:

22. Glass containers are prohibited on the Blackfoot River, within the Blackfoot Recreation Corridor and at public access sites.
23. Permittees shall participate in data collection and reporting programs as implemented by FWP and or the BLM.
24. The permittees will observe the group size limits as specified in the FWP Biennial Fee Rules.
25. Camping is prohibited in the Blackfoot Recreation Corridor, except in designated campsites.
26. Unless expressly stated the permittee does not have an exclusive right of use of an area. The permittee shall not interfere with other valid uses of Federal lands or State waters by other users. The United States reserves the right to use any part of the area for any purpose.
27. No flowers or other plants will be picked or otherwise disturbed by group members.
28. No fires are permitted outside of the metal fire rings located in designated campgrounds.
29. The permittee must assume responsibility for inspecting the permitted area for any existing or new hazardous conditions (e.g., landslides, avalanches, rocks, changing water or weather conditions, falling limbs or trees, submerged objects, hazardous wildlife, or other hazards) that present risks for which the permittee assumes responsibility.





## 2018 Blackfoot River Special Recreation Permit Commercial Use Report

Authority: ARM 12.14.10 –12.14.170; ARM 12.8.211; 23-1-105(1) MCA; 87-1-301(1)(c) MCA; 43 U.S.C. 1201; 43 U.S.C. 1701; 16 U.S.C. 460 L-6 (a); and 43 CFR Group 2930

Application No.  
(Administrative Use Only)

**Instructions:** Please complete and return this application to Fish, Wildlife and Parks (Use additional sheets, if necessary.)

**Please Print or Type!**

1. Name of Company or Organization: \_\_\_\_\_  
2. Address: \_\_\_\_\_  
3. Date of Birth: \_\_\_\_\_ ALS# \_\_\_\_\_  
4. Contact Number: ( ) - \_\_\_\_\_  
5. E-mail: \_\_\_\_\_

For commercial trips on the Blackfoot River from January 1, 2018 to December 31, 2018, list totals from the attached form(s).

6. Total Number of Trips: \_\_\_\_\_ 7. Total number of clients: \_\_\_\_\_  
8. Unadjusted Gross Revenue: \$ \_\_\_\_\_  
9. Multiply gross revenue by 3% (0.03) for your total 2017 fee: \$ \_\_\_\_\_  
10. Enter the amount you prepaid at time of application: \$ \_\_\_\_\_  
11. Subtract line 10 from line 9: \$ \_\_\_\_\_

~ If line 11 is greater than zero, please submit payment for that amount. (Make Checks Payable to FWP)  
~ If line 11 is less than zero (negative number) and you paid more than the \$105 minimum payment then you will receive a credit for your 2019 Blackfoot River Special Recreation Permit Application.  
~ If line 11 is less than zero (negative number) and you paid the \$105 minimum payment, your account is paid in full.

### 12. ALL APPLICANTS- Signature Required

I acknowledge that I have read the permit terms and conditions accompanying this application, I am required to comply with these terms and conditions and I am aware of the penalties for violations. I agree to comply with FWP and BLM rules and regulations and I understand that failure to comply may result in the probation, suspension or revocation of the permit. I further understand that the provision of false information, or the failure to keep this application or other permit information updated, are grounds for probation, suspension or revocation of the permit. Failure to complete and return all permit requirements, by December 31, 2017, is a violation of MCA 23-1-106, ARM 12.11.6555, penalties may include a fine up to \$500 or imprisonment in the county jail for up to 6 months.

Applicant's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Send Application Materials and Payment (if applicable) to:

Montana Fish, Wildlife and Parks  
Blackfoot River SRP Program  
3201 Spurgin Rd.  
Missoula, MT 59804

**DEADLINE TO SUBMIT USE REPORT IS: DECEMBER 31, 2018**

***(ADMINISTRATIVE USE ONLY)***

### Receipt of Application and Payment for: 2018 Blackfoot River Commercial Special Recreation Permit

Date Received: \_\_\_\_\_ Company/Organization: \_\_\_\_\_

Application Payment: \$ \_\_\_\_\_ Report Payment: \$ \_\_\_\_\_ Check #: \_\_\_\_\_ Total Fees Paid: \$ \_\_\_\_\_

Authorized Official: \_\_\_\_\_ Date: \_\_\_\_\_

*(Continued on Page 2)*

